

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Alfaro et al.

Examiner:

M. Priddy

Serial No:

09/803,266

Group:

Art Unit 3732

Filed:

March 9, 2001

Docket:

285-148

For:

ANTERIOR LUMBAR SPACER

Dated:

May 6, 2004

Commissioner for Patents P.O. BOX 1450 Alexandria, VA 22313-1450

TECHNOLOGY CENTER R3700

AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [X] Small entity status of this application under 37 C.F.R. §§1.9 and 1.27 has been established.
- [] A verified statement to establish small entity under 37 C.F.R. §§1.9 and 1.27 is enclosed.
- No additional fee is required.

For	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate (Small Entity)	Addit. Fee	Rate	Addit. Fee
TOTAL CLAIMS*	37	37	0	x 9 =	\$0	x 18 =	\$ 0
INDEPENDENT CLAIMS	16	13	3	x 43 =	\$129	x 86 =	\$0
[] First Presentation of Multiple Dep.				140		290	\$0

^{*} If the entry in Col. 1 is less than entry in Col. 2, write "0" in Col. 3.

CERTIFICATION UNDER 37 C.F.R. §1.10

I hereby certify that this correspondence and the documents referred to as englosed are being deposited with the United States Postal Service as first class mail, postpaid in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313-1450.

Dated: May 6, 2004

^{**} If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20". *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3". The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

- Please charge Deposit Account No. <u>04-1121</u> in the amount of \$___. Two (2) copies of this sheet are enclosed.
- [X] A check in the amount of \$129.00 enclosed.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §§1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. <u>04-1121</u>. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. <u>04-1121</u> therefor. A DUPLICATE OF THIS SHEET IS ENCLOSED.

Respectfully submitted,

Peter G. Dilworth Reg No. 53,696

Attorney for Applicant(s)

DILWORTH & BARRESE, LLP 333 Earle Ovington Blvd. Uniondale, NY 11553 (516) 228-8484

PGD:mg